

HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE

WRIT PETITION No.13457 of 1993

Between:

Malkapur Ghani Karmika Co-op.Vaddera

Society ...Petitioner.

AND

Government of Andhra Pradesh rep. by

its Secretary, Industries & Commerce

Department, Secretariat, Hyderabad & others. ...Respondents.

:: O R D E R ::

Counsel for the Petitioner : Mrs. N.Shoba

Counsel for the Respondents : Government Pleader for Industries &
Commerce

10th FEBRUARY 2006

This petition has been filed essentially for quashing the collection of 5% market value towards annual compensation in respect of the lease granted to the petitioner.

Learned counsel for the parties agree that the issue raised in the writ petition has already been decided by a coordinate Bench in Writ Petition No.19245 of 1987 – M/s.Shakthi Mining Company, Nellore v. Government of Andhra Pradesh and others - decided on 4-4-1997.

In view of the above, the writ petition is allowed. The collection of 5% of the market value towards annual compensation on the basis of the market value for the year 1992-93 is declared illegal and quashed. The detailed reasons recorded in order dated 4.4.1997 passed in Writ Petition No.19245 of 1987 shall be read as part of this order.

G.S. SINGHVI, C.J.

10th February, 2006.

ARS / svs/vtv